

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant: §
Michael Zunke et al. §
§
Serial No.: 10/612,921 §
§
Filed: July 7, 2003 § Group Art Unit: 3621
§
For: Method For Determining A Licensing § Attorney
Policy Of A digital Product § Docket No.: 2808/12
§
Examiner: Critina O. Sherr §

Attn: Mail Stop Petition
Commissioner for Patents
Alexandria, Virginia 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Further to a recent telephone conversation between my colleague Caryn Ginsberg and Examiner Ms. Cristina Sherr on February 28, 2008, attached please find proof of the documentation which was submitted and subsequently received by the Central Fax Center on June 5, 2007. This information includes all the information which was submitted to the USPTO on June 5, 2007 (cover letter, copy of the electronic fee transmittal sheet verifying US \$905, RCE + 3 month extension period and monthly statement of our deposit account).

Please ensure that the file is transferred from status 'abandoned' to *pending* as soon as possible.

Awaiting an updated filing communication from your offices.

Respectfully submitted,

Mark M. Friedman
Attorney for Applicant
Registration No. 33,883

Date: March 2, 2008

5. Jun. 2007 15:27

DR. MARK FRIDMAN 972 3 6114101

No. 4279 P. 1

DR. MARK FRIEDMAN LTD.
PATENT ATTORNEYS

Partners

DR. MARK M. FRIEDMAN, Chem. Eng.^{*}
DAKIEL MICHAELS, Phys.
DR. ALAN ROSENTHAL, Chem. Phys.
SHALOM LAMPERT, Chem. Eng.
DR. BENACHIM NATHAN, Mat. Sci.
*ALSO ADMITTED IN THE USPTO

MOSHE AVIV TOWER, 54TH FLOOR
7 JABOTINSKY STREET
RAMAT GAN 52520
ISRAEL

Senior Associates
DR. HANAN FARBER, Phys.
DR. MOSHE VAN DYKE, Phys.
DINAH LEWITAN, Bio.^{*}
DR. DANIEL LASER, Chem. Phys.
DR. SHIMON LESSOFF, Aeron. Eng.
YEHUDA LINDBERG, Mech. Eng.
*ADMITTED IN THE USPTO ONLY

Legal Department

DR. MARK M. FRIEDMAN, Adv.^{*}
ARYEH LITZ, Adv.
CHAIM CROWN, Adv.^{*}
EYAL BOOTH, Adv.
ALAN J. BARTH, Adv. ^{***}
SHARON BAR-ZIV, Adv.^{*}
KENNETH BESSER, Adv. ^{***}
DR. DANIEL LASER, Adv.
*ALSO ADMITTED IN TEXAS
**SOLICITOR OF THE SUPREME COURT OF ENGLAND
***ALSO ADMITTED IN CALIF. & MASS.
****ADMITTED IN OHIO & TENN. ONLY

TELEPHONE: 972 3 6114100
FACSIMILE: 972 3 6114101
EMAIL: patents@friedpat.com
WEBSITE: www.israel-patent.com

Financial Controller: Yoel Bader
Chief Paralegal: Nomi Mizrahi
Head Secretary: Revital Eikann
Notary: Aryeh Litz
Regulatory Consultant: Dr. Melka Chen Zilon
Tech. Commercial Develop.: Avner Farkash
IP Portfolio Manager: Dr. Koby Keret

Associates
DR. REUVEN MOUALLEM, Chem. Phys.
ZEV FARKAS, Elec. Eng.
SHARON TAYAR, Biochem.
DR. DANIEL FARB, Med.
HAIM FACTOR, Mech. Eng.^{*}
KENNETH BESSER, Chem.
YAIR DAVID, Aeron. Eng.
DR. MERVYN DOOBOV, Phys.
ZEV KREMERCHUGSKY, Chem.
IZHAK EFRAYIM, Chem. Eng.
ITZHAK KATZ, Comp. Sci.
JOE BAZES, Chem. Eng.
DR. ROBERT VASSI, Biochem.
*Admitted in the USPTO ONLY

Of Counsel

DR. ZVI TAMIR, Adv.
NAVEH KANTOR, EVEN-HOUR, Adv.

RECEIVED
CENTRAL FAX CENTER

JUN 05 2007

DATE: June 5, 2007
TO: Examiner Cristina Sherr
COMPANY: USPTO
TO FAX NO.: (571) 273-8300
FROM: Nomi
OUR FILE REF.: 2808/12

US Patent Application No. 10/612,921

NO. OF PAGES: 6 (including this page)

THIS COMMUNICATION IS INTENDED ONLY FOR THE USE OF THE ADDRESSEE AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT THE UNAUTHORIZED DISSEMINATION OF THIS COMMUNICATION MAY BE PROHIBITED BY LAW. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE.

Dear Examiner Sherr,

This is further to your telephone message regarding the above application.

We attach hereto a copy of the RCE filed, the USPTO acknowledgment of Receipt, and our Deposit Account statement showing the appropriate fees were charged to our account.

Although you have previously informed us that you would get back to us regarding this case, it seems that in the meantime, the application has become abandoned.

Yours,
Dr. Mark Friedman Ltd.

5. Jun. 2007 15:28

DR. MARK FRIDMAN 972 3 6114101

No. 4279 P 4
RECEIVED
CENTRAL FAX CENTER

JUN 05 2007

Electronic Patent Application Fee Transmittal				
Application Number:	10612921			
Filing Date:	07-Jul-2003			
Title of Invention:	Method for determining a licensing policy of a digital product			
First Named Inventor:	Michael Zunka			
Filer:	Mark Friedman			
Attorney Docket Number:	2808/12			
Filed as Small Entity				
Utility Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Extension - 3 months with \$0 paid	-	2253	1	510
			510	

5. Jun. 2007 15:28

DR. MARK FRIDMAN 972 3 6114101

No. 4279 P. 5

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Request for continued examination	2801	1	395	395
Total in USD (\$)				905

5. Jun. 2007 15:28

DR. MARK FRIDMAN 972 3 6114101

No. 4279 P. 6

RECEIVED
CENTRAL FAX CENTER

JUN 05 2007

United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

UNITED STATES PATENT AND TRADEMARK OFFICE



MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion
with your check. Make checks payable to "Director of the USPTO."DR. MARK FRIEDMAN LTD
DISCOVERY DISPATCH
9003 FLORIN WAY
SUITE 207
UPPER MARLBORO MD 20772

FINA

Account No.
062140
Date
7-31-06
Page
3

PLEASE SEND REMITTANCES TO:
U.S. Patent and Trademark Office
P.O. Box 371279
Pittsburgh, PA 15251-7279

Call the Deposit Account Branch at 571-272-6500 for assistance.

DATE POSTED MO. DAY YR.	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEES CODE	CHARGES/ CREDITS	BALANCE
7 13 06	1254	11457152		3346/3	4011	75.00
7 13 06	1255	11457152		3346/3	2111	250.00
7 13 06	1256	11457152		3346/3	2311	100.00
7 13 06	1258	10612921	2808/12	2253	510.00	196717.00
7 13 06	1259	10612921	2808/12	2801	395.00	196322.00
7 14 06	195	11189764		246/351	1201	200.00
7 14 06	313	11485380		2808/90	2011	150.00
7 14 06	314	11485380		2808/90	2111	250.00
7 14 06	315	11485380		2808/90	2311	100.00
7 14 06	316	11485380		2808/90	2201	200.00
7 14 06	317	11485380		2808/90	2202	25.00
7 14 06	318	11485379		246/477	1011	300.00
7 14 06	319	11485379		246/477	1111	500.00
7 14 06	320	11485379		246/477	1311	200.00
7 17 06	24	60805875		3499/8	2085	375.00
7 17 06	89	6508033			2551	450.00
7 17 06	107	6508772			2551	450.00
7 17 06	108	6558361			2551	450.00
7 17 06	305	60807488		3658/1	8021	40.00
7 17 06	1277	60807488		3658/1	2005	100.00
7 17 06	1279	10052435		3891-0102P	2253	510.00
7 17 06	1280	60807489		3499/9	2005	100.00
7 17 06	1281	10069618		1934/13	2801	395.00
7 18 06	223	60425271			8007	20.00
7 18 06	224	60492206		246/418	8007	20.00
7 18 06	319	10944837		3219/2	2501	700.00
7 18 06	320	10944837		3219/2	1504	300.00
7 18 06	428	10585517		2876/20	2631	150.00
7 18 06	429	10585517		2876/20	2633	100.00
7 18 06	430	10585517		2876/20	2632	250.00
7 18 06	431	10585517		2876/20	2615	750.00
7 18 06	432	10585517		2876/20	2614	900.00
7 18 06	433	10585517		2876/20	8021	40.00
7 19 06	7	10484772		74/136	2814	65.00
7 19 06	54	11485380		2808/90	8021	40.00
7 19 06	55	11485379		246/477	8021	40.00

AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT	OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
--	-----------------	---------------	---------------	-----------------

*** O.D. INDICATES OVERDRAWN

RECEIVED
JUN 05 2007
5. Jun. 2007 15:27 filing DR. MARK FRIDMAN 972 3 6114101 CENTRAL FAX CENTER R.R. 4279 PagP. 3f1

Acknowledgement Receipt

The USPTO has received your submission at 05:43:14 Eastern Time on 13-JUL-2006 by Deposit Account: 062140.

\$ 905 fee paid by e-Filer via RAM with Confirmation Number: 552.

eFiled Application Information

EFS ID	1111158
Application Number	10612921
Confirmation Number	6947
Title	Method for determining a licensing policy of a digital product
First Named Inventor	Michael Zunke DR. MARK FRIEDMAN LTD. c/o Bill Polkinghorn Discovery Dispatch 9003 Florin Way Upper Marlboro MD 20772 US 0013019529023
Customer Number or Correspondence Address	
Filed By	Mark Friedman
Attorney Docket Number	2808/12
Filing Date	07-JUL-2003
Receipt Date	13-JUL-2006
Application Type	Utility

Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
fee-info.pdf	2	Fee Worksheet (PTO-875)	8296 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

If you need help:

- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent e-Filing.
- Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).
- If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.

RECEIVED
CENTRAL FAX CENTER

JUN 05 2007

RTD/SR/20 (08-03)

Approved for use through 07/31/2008. OMB 0551-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request For Continued Examination (RCE) Transmittal		Application Number 10/612,921
		Filing Date July 7, 2003
		First Named Inventor Michael ZUNKER
		Art Unit 362-1
		Examiner Name Cristina O. SHERR
		Attorney Docket Number 2808/12

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to utility or plant application filed prior to June 8, 1996, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- 1.** **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
ii. Other _____

b. Enclosed

i. Amendment/Reply
ii. Affidavit(s)/Declaration(s)

iii. Information Disclosure Statement (IDS)
iv. Other _____

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(e) required)

b. Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-21410

a.

i. RCE fee required under 37 CFR 1.17(e) \$ 395
ii. Extension of time fee (37 CFR 1.136 and 1.17)
iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	MARK H. FRIEDMAN	Registration No. (Attorney/Agent)	135,883
Signature		Date	July 12, 06

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

[Handwritten signature]

This collection of information is required by 37 CFR 1.14. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DOD NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.